TRYING THE BANDIT.

Introduction of Evidence for the Defense in the Train Robber's Case.

Witnesses Who Swenr that James was Not on the Train that was Robbed.

KANSAS CULY, Mo., Aug. 30.-A dispatch to the Journal from Gallatin, Mo., dated yesterday, says when the court in the Frank James trial met this afternoon, Mr. O'Neill was called and asked for an answer to the question put to him last evening regarding his now put to him last evening regarding his newspaper interviews with Frank James. Witness then stated that he had given all the testimony in his possession regarding the acts of the defendant, but for proper reasons he could not answer the question as to who was present at the said interview, as such persons would be placed in a false position, and the witness was bound by a pledge to withhold their names.

withhold their names.

Mr. Wallace said that if the witness would say he had never heard any of the names of these persons connected with this affair, they would not insist on an answer.

Witness replied that he could not answer that question. The court took the matter

that question. The court took the matter under advisement.
Sheriff J. R. Timberlake testified to having kept a bay mare for Mr. Roberts for several days, about the time of the Winston robbery. The mare was then turned over to a man, named Graham, who came and claimed her.

The state here rested its case, and the defense asked the court to adjourn until the morning in order to give them time to complete their opining address to the jury and gather their witnesses. This was granted and the court adjourned.

St. Louis, Mo., Aug. 30.—A special from Gallatin. Mo., says: "The line of defense in the Frank James trial was agreed upon at a consultation last night, and briefly stated is "alibi and mistaken identity." At the convening of the court this morning Mr. Rash made the opening statement for the defense. He dwelf at length upon Frank James's efforts to get away from the band; denied that Frank had left Kentucky, and claimed that there was a conspirary between Dick Liddell, the Foods and the Robinse.

Frank had left Kentucky, and claimed that there was a conspiracy between Dick Liddell, the Fords, and the Roitons.

Mr. Brosius, an attorney of Gallatin, who was on the train at Winston, was the first witness examined for the defense. He told of the entry of two men into the smoking car with drawn revolvers. The larger of the two devoted himself to the conductor, and the smaller to the passengers. There was a cry of "hands up!" The larger man shot the conductor. Witness held his hands up and looked steadily into the eyes of the smaller man, who was shooting through the car. Witness did not recognize the prisoner as one of the two men, and said "he is not the man. the man.

the man.

On cross examination, Mr. Brosius could not describe the clothing of either man. He did not see three men—only two. The witness admitted that he was badly frightened and could not identify the robbers; yet he could swear to a man who was not there. To the hear of his knowledge and halfs from James was not there. A rigid examination failed to shake the statement of the witness. Fletcher Horn, a Nashville detective, testified that he knew the defendant as B. J. Woodson from the summer of 1877 until March 1881 during a rotting of which this

March, 1881, during a portion of which time he lived at what is known as the White Creek settlement. He was engaged in farming and hauling logs. He saw him at least once a week. During the whole time he conducted himself like a gentleman and was hard work-ing and industrian. The witness know Dicing and industrious. The witness knew Dick Liddell as Smith and Jesse James as J. B. Howard, and believed he knew Cummings; but the defendant did not associate with them. but the defendant did not associate with them.
On cross examination he said that Jesse
James was engaged for a time in buying
grain and then in horse raising. He owned
the horse Jim Malone and one or two others.
The whole party deported themselves properly while living there. Taylor's blacksmith
shop was the detendant's headquarters during his visits to the city.

R. B. Sloan, of Nashville, an attorney, testified to an acquaintance with the defendant

R. B. Sloan, of Assavine, an attorney, tes-tified to an acquaintance with the defendant dating from the spring of 1877. He last saw him in March, 1881. At that time the de-fendant wore whiskers all over his face. The acquaintance was only a casual one. The testimony of the witness related mainly to the details of Frank James's life in Nash-Mrs. Montgomery, who lives one and a balf

miles from Winston, testified that two men ate supportat her house on the evening of the robbery, but to her best belief the defendant was not one of them. Misson i Montgom Misson i Montgomery, a daughter of the last witness, failed to identify the defendant

as one of the men who are supper at her mother's house. John Desu, a farmer, testifled to having

been at the black-mith shop of Jonas Potts, Nov. 20, 1881, when two men came up in a wagon to have something done to the vehicle. When the men went away Potts, who seemed very much excited, said, "those are two men for whom I shod horses before the Winston

robbery."
Witness had a good look at the men, and was positive that the defendant was not one of

Jonas Potts visited Independence when Frank James was in jail. On his return the witness asked:
"Did you see Frank James?" "Yes," was
the answer," "for the first time in my life."

Marion Duncan, a farmer, testified that Potts, the blacksmith, had said to him that he recognized the picture of Jesse James after he was killed as that of a man whose horse he had shod.

G. A. Chapman also testified to the same

With a view of impeaching Dick Liddell's testimony the record of his conviction for horse stealing in Vernon county was offered in evidence.

A recess was then taken.

The presence of Dave Poole, an old guer-rills, and now a wealthy stockman of Texas; Allen Palmer, of Texas, Frank James's brother in law, and several other ranchmen, gives rise to the belief that an attempt will

brother in law, and several other ranchmen, gives rise to the belief that an attempt will be made to prove an allbi.

At the afternoon session the first witness called was ten. Joseph Shelby, who testified that one day in the hall of 1880, on returning from his hemp field to his house, he found Jesse James, Jim Cummings, Bill Ryan, and Dick Liddell there. It was on this ovening that Jesse stated that Dick Liddell had robbed the Concordia bank. At another time in the fall of Deal, Jesse James, one of the Hites, Jim Cummings, and Dick Liddell came to his house, and Jesse said Frank had been south for years, and Liddell said he had not seen him for two years. The witness knew Jim Cummings. "He had been in my house," the wilness said, "a dezon times, and I knew him in the confederate array, I have not seen Frank James since 1872. He was at that time lying at my house other than at the time I have referred to."

Witness admitted that Frank James since that the has known Frank James since 1862.

Mr. and Mr. Boberts, South Carolina; R. L. Liddell, are at the Elbitt.

Mr. Geo. E. Salterwaite, Command Mrs. C. En Castiglioni, New York, and Mrs. John F. Folict, Cincinnati, are at the Riggs.

Dr. Richardson and wife, Pennsylvania, and Miss Cora Turner, Ohio, are at the Kiggs.

Georae T. Ciapham, agent for Thatcher, Primprose & West's minstrels, is at the National.

J. F. Lindley, Indiana, and Mr. and Mrs. T. L. Macon, New Oriesus, are at the Metropolitan.

W. H. Minnia and family, Nova Scotla, and Rev. Or. Otto Zardette, Wisconsia, are at the National.

Mr. and Mrs. E. Salterwaite, London, and Charles E. Coronan, Ireland, are at the Kniggs.

Mr. and Mrs. E. Salterwaite, London, and Charles E. Coronan, Ireland, are at the West Virginia university.

Mr. John T. Sutton, of the pension office, will star with his family for indiana this evening to be been thirty days.

Augustine J. Smith, president of the Maryland Anticultural college, and J. Edwards, Philadelphila, are at the Elbitt.

Mr. Geo. E. Saelling, of this city, who ha

Madden, the Bruiser, Writes a Card.

ATCHISON, KAN., Aug. 30.-H. J. Rice, manager of Herber: Slade, the pugilist, met-William Madden, manager and trainer of Whitam Madden, manager and trainer of Charley Mitchell, at the Union depot this evening and called him to account for certain letters purporting to have been written by William Madden to Richard K. Fox, of the Police Gazette, or anyone else. In refutal Madden signed the following letter:

Any publication purporting to be over my signature to any newspaper or newspaper publisher, except the New York Cipper, is transluted and is a forgery. I have written nothing to Richard K. Fox, or anybody class oncerning the cowboys, ranchmen, or anybody class since being in Kaussa, and we are not working upon the sympathies of the people.

WM. Manders.

Herbert Slade is living quietly at Wood-land Park. There has been no trouble, and none is anticipated.

Destroyed by Pirc.

newspaper; Miss Frank, millinery; Ham-mond & Parker, dry goods; Barrett & Son, dry goods; Edward B. Ware, drugs; the Citizens' State bank; P. C. Hammond & Son, dry goods; Billinyer & Young, hardware; Moses Frank, dry goods, and H. C. Gordon,

VINCENNES, IND., Aug. 30.—The Spring Lake ice house was burned to day. It was owned mainly by Cincinnati men. The loss a \$40,000.

New York, Ang. 30.—The cottages of Henry Mechan, of Philadelphia, and C. L. Balch, of New York, at Point Pleasant City, N. J., were burned to-day; loss \$10,000.

iewelry

Killed with a Kick.

LITTLE ROCK, ARK., Aug. 30.—A special dispatch to the Gazette from Texarkana says that Cullen Morris was killed at a gravel pit on the Texas Pacific railway to-day by Conductor William Gausen. The men had a difficulty, and the conductor dealt Morris a kick which resulted fatally. Gauson has been ar-

The Constellation and Dale,

ANNAPOLIS, Aug. 31 .- The sailors from the practice ships Constellation and Dale leave to-morrow for the New York navy yard. There is talk of sending both vessels to Norfolk for repairs.

St. George's Union.

TORONTO, ONT., Aug. 30 .- At the convention of St. George's Union of North America this morning it was unanimously decided to hold the next annual convention at Chicago.

New Jersey Republicans. Thenron, N. J., Aug. 30.—A call was issued to-day for a republican state convention to be held in this city Sept. 13.

Base Ball. At Philadelphia-Providence........ 0 1 1 0 2 0 2 0 5-11 Philadelphia....... 0 0 1 0 0 0 4 0-5 At Baltimore-Beilimore 0 0 0 0 0 0 0 0 6 1-7 Cinciniati 2 0 0 0 0 1 1 1 0-5 At Pittsburg-

At Chicagoleveland...... 0 0 0 0 0 0 1 0 0-hicago 3 2 1 0 0 0 0 2 1-At Detroit-

At Brooklyn-

At New York-

At Wilmington, (championship game)-

PITTSBURG, Aug. 30.-A movement is on foot to organize an independent base ball association, and for that purpose representatives from Chicago, St. Louis, Indianapolis, Pitts-burg, New York, Philadelphia, Brooklyn. and Hartford will meet on Oct. 12 in this city. It is the intention of the new organization to ignore the "eleven men" rule now in vogue in the league and the American association, and to make a number of alterations in the playing rules.

A Boy Born Mad.

There is a clever, worthy family living in Guilford county near Gibsonville, N. C., who are afflicted with a sen mad from his birth. And yet, as if the most beautiful feature with And yet, as if the most beautiful feature with which the God parent endows his creature man, the family are devoted to that unfortunate son. They keep him shut up, but treat him as kindly and tenderly as if he was a blessing in their midst. The lad is now 12 years old, well grown and developed, and nearly as strong as a man. If he sees a stranger he stretches out his neck and approaches, wringing his hands and running his tongue out like a snake. He will shine his eye at you and take it off as quick as a bird. He has a great desire to play with horses, and would have run frantic with delight to the reporter's horse at the door, but light to the reporter's horse at the door, but was held back by the family. His rage is al-most unmanageable, but the home people em to have control of him, pretty shaken before his eyes will check him in his wildest rage. And this boy is growing and strengthening into manhood, and the dark cloud before his eyes is getting blacker and blacker.

PERSONAL. Dr. Z. T. Sowers has returned from Cape May.

J. N. Griswald and F. Parker, U. S. N., are at the Riggs. B. Creamer and S. M. Dawson, New York, are at the National. Mr. and Mrs. Marsh and son, of St. Louis, are at the St. James.

Mr. and Mrs. J. P. Lynott, of Missouri, are at the St. James. Mr. J. W. Farrar leaves to-day for a month's stay at Deer Isle, Me.

Miss Minnie Crawford has returned from Lou-doun county, Va. E. B. C. Cash and Miss Bessie Cash, South Caro-lina, are at the Arlington.

Hon. H. B. Nichols and Hon. G. E. Bowden, Virginia, are at the Ebbitt. Mrs. Daniel Chauncey and Misses Chauncey, New York, are at the Riggs,

Hon. C. D. Sage, New York, and T. W. H. Clarke, Tasmania, are at the Ebbitt. A. R. Chisolm and wife and Misses Graham, New York, are at Wormley's.

Maj. R. D. Larned, U. S. A., and W. S. La Four-rette, U. S. N., are at the Riggs. Second Assistant Postmaster General R. C. El-mer returned to the city last night.

Mr. and Mrs. Roberts, South Carolina: S. L. Phillips, Virginia, and C. M. Biddle and wife, Philadelphia, are at the Metropolitan. L. W. Chandler, New York; J. A. Parker, St. Louis; Capt. G. I. Browning and E. M. Row, Vir-ginia; T. E. Glass, Tennessee, and D. W. Mc-Chuley, New York, are at the St. James.

Miss Minnie A. Iogham and her sister, Miss Belle, of Laybrook, Conn., are visiting Mrs. Cadet Taylor, the wife of the chief clerk of the govern-ment printing office, at 2125 K street northwest. W. A. Hicks, New York; S. E. Bennett, Balti-more; C. A. Woodward and lady, Norfolk; A. Myers, Philadelphia; Julius Kuhler, Chefinnati and Henry Missell, New York, are at the St. Marc.

Mr. A. G. Thomson, inspector of public build-ings, supervising architect's office of the Treasury department, resurred to the city such a Treasury department, returned to the city yesterday from an extended inspection trip in the west and south-

Mrs. T. S. Verdi, Miss Sophie, and Master Demoz Verdi have returned to the city. The doctor is at present at Fire island, N. J., but will return next week. Miss Verdi will sail for Europe in Septem-ber, and remain probably one year in Paris and one in Germany to finish her education.

Perference of Salatrons for his visited this place. It broke out yesterday, and destroyed the principal square, entailing a loss of \$60,000, on which there is an insurance of \$40,000. The principal losers are: Fagan & Adams, drugs; the Press, republican

DEATH OF GILBERT FITZHUGH.

The First Free Slave Seen in Washington-His History.

In an old stone house at the foot of Seventeenth street, near the river, lived an old oplored man named Gilbert Fitzhugh. Fitzhugh had a history, and an interesting one. He was borne nearly seventy years ago in Appomattox, Va., and was, up to 1850, a slave, being at one time owned by Col. Leary, an intimate friend of Daniel Webster. In 1850, Fitzhugh purchased his freedom, and came north, being the first free colored man seen in this city. At the breaking out of the war he bought the stone house, and it is said that for nearly a year he kept seeluded from the outside world. He had stocked the home with side world. He had stocked the home with every necessity, and did not make his appearance again until his rations had given out. He continued to live in his adobe dwelling, and was known as "Gil." While young, and after he had bought his freedom, he accumulated quite a fortune, and was placed above want. Of late "Gil" had been failing, and yesterday evening at 4 o'clock he died. His friends will bury him to-morrow. As his death was sudbury him to-morrow. As his death was sud-den the coroner was notified.

Accomplished Convicts. The Boston Herald says the ingenuity and ability of the convicts at the Massachusetts state prison in the line of executing fine work is often manifested when they are allowed to work in their cells and execute such jobs as work in their cells and execute such jobs as their tastes suggest. A very creditable piece of pen and ink work has recently been executed at the prison by a convict who has just left the institution, and it has been hing in the guard room of the prison. It is a roster of the present officers of the prison and a list of the ex-wardens. On the top of it are the dates when the prison was occupied at Charlestown and Concord, while on the bettom appears an open Bible, with scripture tom appears an open Bible, with scripture quotations on it leaves. Near it is inscribed the bours of the prison chapel service. The design of the roster is a very neat one.

Through Other Spectacles. A New York broker who reached a village in Ohio the other evening was interviewed. soon after placing his name on the register, by a farmer, who said : "I just wish you had arrived here this af-

"Any excitement?" replied the broker.
"Any excitement?" replied the broker.
"Well, I should say so. My son Daniel was
convicted of stealing seven sheep, and has
been held to the higher court. You ought to
have here here." have been here!'

"Why, I'd have had you on the jury, and you could have cleared Daniel slick as grease. Our folks here don't look at such things as you New Yorkers do."

The Sister-in-Law Question.

The vexed question whether a widower may marry his sister-in-law, which still remains unsolved in the England of to-day, was settled in Prussia over one hundred and thirty years ago in a most summary manner by the great Frederick. The consistory of Magdeburg refused their sanction to the proposed union of such a couple. In this extremity
the intending benedict addressed a petition
direct to the king, and the "Old Fritz" immediately wrote the following decision on
the margin: "The consistory are asses! As
bishop of Magdeburg and Christ's vicar I now
command that the people be joined together!"

Local Items.

Chas. P. Dunning, a well known sporting man, died of appoplexy suddenly yesterday morning at his rooms, No. 1213 Pennsylvania avenue northwest. Dunning had been drink-ing quite heavily of lats. He was well known to the sporting fraternity of this and other cities.

A colored picnic was in progress at the Var Ness mansion last night.

PSALMSI

TREVISED. 1

Hear this all ye people, and give ear all ye invalids of the world: Hop Bitters

will make you well and to rejoice.

2. It shell cure all the people and put sickness and suffering under foot.

3. Be thou not afraid when your family is sick, or you have Bright's disease or Liver Complaint, for Hop Bitters will 4. Both low and high, rich and poor,

know the value of Hop Bitters for bilious, nervous, and rheumatic complaints. 5. Cleanse me with Hop Bitters and I shall have robust and blooming health. 6. Add disease upon disease and the worst come, I am safe if I use Hop Bitters.

7. For all my life have I been plagued with sickness and sores, and not until a year ago was I cured by Hop Bitters. 8. He that keepeth his bones from aching from rheumatism and neuralgia, with

Hop Bitters, doeth wisely.

9. Though thou hast sores, pimples, freckles, salt rhoum, erysipelas, blood poisoning, yet Hop bitters will remove

10. What woman is there, feeble and sick from female complaints, who desireth not health, and useth Hop Bitters and is made well.

11. Let not neglect to use Hop Bitters bring on serious kidney and liver com-

12. Keep thy tongue from being furred, thy blood pure, and thy stomach from indigestion by using Hop Bitters.

13. All my pains and aches and disease go like chaff before the wind when I use then Bitters.

14. Mark the man who was nearly dead and given up by the doctors, after using Hop Bitters and becometh well.

Cease from worrying about nerv-ousness, general debility, and urinary trouble, for Hop Bitters will restore you.

Hayward & Hutchinson,

424 NINTH STREET.

determined to meet the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of our statement with a ball of the demands of the de customers with a better class of goods than usually shown, and have placed upon our floors a full and rich display of OPEN FIREPLACES and BRASS FIRE SETS, TILE FACINGS and HEARTHS, WELLINGTON'S REDEAN and ENGLISH HOB GRATES; also, HALF LOW and BASKET GRATES, in new and artistic designs. We shall continue the manufacture of SLATE MANTELS, as our trade in these standards has now fully recovered from the wood mantels craze of the past few years. We shall show approved patterns of LATRONE STOVES-the celebrated CRYSTALS in the lead-and sell them as cheap as anyone can when put up by competent workmen. We have a much larger and more convenient space for showing Ranges and Fun-NACES, having one of our side stores exclusively for this class of goods, and trust that our success during the past eight years will insure increased business in these lines. We shall continue to make a specialty of Remodeling Defective Plumbing and the Construction of Plumbing Work in the most approved manner. We will show the leading Sanitary Fixtures in our store with water on. Portable Ranges and Kitchen Utensils, Stamped and Granite Ware will be kept in full stock. Tin Roofing and Jobbing

in Furnaces, Ranges, and Stoves will be

executed by competent workmen.

Groceries, de.

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(Best New York Brands)-

hbl. Ceres bhl. Choice Fiour for bol. Washburn Saperiative, bbl. Golden Hill.

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very low SMOKED MEATS. Pancy Breakfast Strips
Davie's Diamond Brand Ham
West Find Brand Ham
Extra Large Beef Tongues
Large Ham Sausage BUTTER.

Extra Fancy Creamery for, Extra Fancy Creamery, in 4-lb, crocks, nor weight, crock free, for New York Dutry for Good Butter for

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FRUIT JARS.

Half Gal Hair Gal JELLY GLASSES

MISCELLANEOUS.

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Decline of the Season!

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THE SEASON IS DECLINING, And so are the Prices on All

Our Summer Goods.

As for instance: We are now offering a manufact urer's stock of WHITE MULL TIES AT HALF PRICE.

Note the prices: 8, 10, 11, 1215, 14, 15, 16, 18, and 20 ents-positively worth twice the money. 500 dozen of Ladies' Fancy Bordered Handkerchiefs, also at half price-from 10c up. 500 dezen of Hemstitched and Fancy Bordered,

from 1214e up. The residue of our Large Stock of Shetland, Zephyr, and "Breakfast Shoulder" Shawls at Cost Price,

In Blues, Reds, Pinks, Whites, and Fancy Combina-We still continue to close out our stock of Ladies' Cotton Underwear at Cost Price.

The Bargains we offer are genuine, and all visitors to our stores go away satisfied. GUINNIP & CO.,

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Cut, Make, and Trimmings first class in every respect. Prices within the Reach of All.

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Whose GAS FIXTURES are Justly celebrated for their novelry and beauty of design and superiority of workman-hip and finish. For the UNION STOVE WORKS, of New York and Peckskill, whose FURNACES and RANGES have long been favorably anown here, very many of which are now in use in Washington's finest residences.

For the sale of "JACKSON" HEAT-SAVING and VENTILATING GRATE, which is adapted to the heating of rooms over head as well as those in which they are located, and which is the most perfect grate ever made.

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Parties in want of goods in these soveral lines are nyited to call and see us before placing their orders

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Paper Hangings of All Grades. Houses Thoroughly Renevated.

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Estimates promptly furnished for building and re-pairing. The very best workmen and material al-ways empkyed, and the very best work guaranteed. All orders by mail or telephone promptly attended J. HENRY KURHLING,

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ALL ORDERS PROMPTLY ATTENDED TO.

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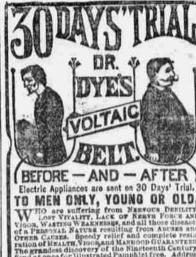
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H II LLLL LLLL. WILL ALWAYS MAKE REAUTIFUL BOLLS, BREAD AND HISUUTIS. Wholesale Depot Corner First street and Indiana avenue.

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